



ATTORNEY DOCKET NO. 600-69-CIP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Jayasree Vaseduvan)

Serial No.: 10/656,715)

Filed: September 05, 2003)

For: COMPOSITIONS AND)
METHODS USING COMPOUNDS)

HAVING CYTOCHROME P450RAI)
INHIBITORY ACTIVITY CO-)

ADMINISTERED WITH VITAMIN)
A)

Examiner: Amy Lewis

Group Art Unit: 1614

Anaheim, California

Certificate of Mailing

I hereby certify that this correspondence is being deposited on 2-6-06 with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Non-Fee Amendment Commissioner of Patents, P.O. Box 1450, Alexandria Virginia, 22313-1450

Toni Whyte
Toni Whyte
February 6, 2006
Date

TERMINAL DISCLAIMER TO OBVIATE
A DOUBLE PATENTING REJECTION
OVER A COPENDING APPLICATION

Honorable Commissioner
Alexandria, Virginia

Dear Sir:

Petitioner, ALLERGAN, INC., is the owner of one-hundred percent (100%) interest in the instant application. A copy of the assignment from the original inventor(s) to Petitioner of the instant application is submitted herewith. Said assignment is recorded on Reel/Frame 014752/0528 in the Patent Office assignment records. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any patent issuing from copending Application Serial Number 10/389,071 filed on March 14, 2003. A copy of the assignment from the original inventors to Petitioner of Application Serial Number 10/389,071 filed on March 14, 2003 is submitted herewith. The latter assignment is recorded on Reel/Frames 013886/0080 in the Patent Office's assignment records. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent issuing from copending Application Serial Number 10/389,071 filed on March 14, 2003 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

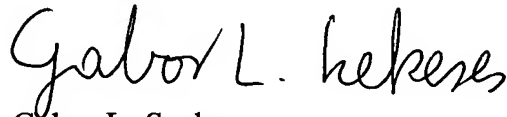
In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent issuing from copending Application Serial Number 10/389,071 filed on March 14, 2003, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned (whole title is supplied below) is empowered to act on behalf of the organization.

I have reviewed the assignment documents mentioned above and I certify that to the best of my knowledge title to the instant application and to prior copending application 10/655,715 filed on September 5, 2003 is in Petitioner.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: February 2, 2006

A handwritten signature in black ink that reads "Gabor L. Szekeres". The signature is written in a cursive, flowing style.

Gabor L. Szekeres
Registration No. 28,675
attorney of record